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In re Application of :  
INOUE, Roger et al :  
Application No.: 10/049,935 :  
PCT No.: PCT/US00/22086 :  
Int. Filing Date: 11 August 2000 :  
Priority Date: 17 August 1999 :  
Attorney's Docket No.: B0662/7036 :  
For: METHODS AND COMPOSITIONS FOR :  
RESTORING ANTIBIOTIC :  
SUSCEPTIBILITY IN . . . :  
: DECISION ON  
: PETITION  
: UNDER 37 CFR 1.137(b)

Applicants' "Petition to Revive an Application for Patent Abandoned Unintentionally Under 37 CFR §1.137(b)" filed 15 May 2002 in the above-captioned application is hereby GRANTED as follows:

In the instant response, applicants completed payment of the basic national fee along with the petition fee for a small entity. Applicants state that "[t]he entire period of delay from the due date for entry into the National Stage (February 19, 2002), through the receipt of the Notice of Abandonment (May 13, 2002), until the filing of a grantable petition under 37 CFR 1.137(b) (May 15, 2002) was unintentional" has been interpreted as meaning that the "entire delay in filing the required reply from the due date for the reply until the filing of this petition under 37 CFR 1.137(b) was unintentional" as required by 37 CFR 1.137(b)(3). If this is an incorrect interpretation, applicants are requested to notify this office. A terminal disclaimer is not required. Accordingly, all requirements under 37 CFR 1.137(b) have been satisfied.

A signed oath or declaration in compliance with 37 CFR 1.497 has not yet been provided. Accordingly, this application is being forwarded to the United States Designated/Elected Office for further processing including mailing a Notification of Missing Requirements indicating that the declaration in compliance with 37 CFR 1.497(a) and (b) and a surcharge fee pursuant to 37 CFR 1.492(e) is required.

  
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